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5 UNITED STATES DISTRICT COURT  
6 EASTERN DISTRICT OF WASHINGTON  
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8 JOSHUA W. CHRISTENSEN,

9 Plaintiff,

10 v.

11 COMMISSIONER OF SOCIAL  
12 SECURITY,

13 Defendant.  
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NO. 2:16-cv-00401-SAB

**ORDER ADOPTING REPORT  
AND RECOMMENDATION**

15 Before the Court is Magistrate Judge John T. Rodger's August 17, 2017  
16 Report and Recommendation, ECF No. 19, recommending that Defendant's  
17 Motion to Dismiss, ECF No. 18, be granted for failure to exhausted administrative  
18 remedies. No objections have been filed.

19 After reviewing the Report and Recommendation and relevant authorities,  
20 the Court finds that the Magistrate Judge's findings are correct. Therefore, the  
21 Court adopts the Report and Recommendation in its entirety and grants  
22 Defendant's Motion to Dismiss, ECF No. 19.

23 Accordingly, **IT IS HEREBY ORDERED:**

24 1. The Report and Recommendation, ECF No. 19, is **ADOPTED** in its  
25 entirety.

26 2. Defendant's Motion to Dismiss, ECF No. 18, is **GRANTED**.

27 3. The above-captioned case is **DISMISSED WITHOUT PREJUDICE**.

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1 4. The District Court Executive is directed to enter judgment in favor of  
2 Defendant and against Plaintiff.

3 **IT IS SO ORDERED.** The District Court Executive is hereby directed to  
4 file this Order and provide copies to counsel, Plaintiff, and to Magistrate Judge  
5 John T. Rodgers.

6 **DATED** this 1st day of September, 2017.



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12 Stanley A. Bastian  
13 United States District Judge  
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